STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL

ERIC T. SCHNEIDERMAN
ATTORNEY GENERAL

LITIGATION BUREAU

FEBRUARY 24, 2017

Via ECF
Hon. James C. Francis IV
United States Magistrate Judge
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: Betances, et al. v. Fischer, et al. (11 CV 3200) (DAB) (JCF)

Dear Judge Francis:

This Office represents Defendants in the above-referenced action, and, on behalf of the parties, respectfully requests a modification of the Court's January 20, 2017 scheduling order (ECF No. 148) by extending the time to complete the Rule 30(b)(6) deposition(s). On January 20, 2017, the Court ordered that the deposition(s) should be completed by February 28, 2017. On January 25, 2017, Plaintiffs served their Rule 30(b)(6) notice designating February 15 as the date for deposition; Defendants responded on February 3 that the February 15 date did not work for the deponent(s). On February 21, Defendants were first able to offer a potential deposition date of March 9, which did not work for Plaintiffs' counsel. The parties have agreed to schedule the deposition for March 15, 2017.

In order to accommodate the schedules of both the parties and the deponents, it is respectfully requested that the time to complete this discovery be extended until March 30, 2017. Although Defendants have not yet determined if additional witnesses will be needed to cover the topics set forth in the deposition notice, the parties will, as previously ordered, schedule a telephone conference with the Court within one week of completing the deposition

Thank you for your attention.

Respectfully submitted,

/s
Michael J. Keane
Assistant Attorney General

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